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www.bannerwitcoff.com**FACSIMILE TRANSMITTAL SHEET****To:**
Examiner K. Mitchell**FROM:**
Byron S. Kuzara**COMPANY:**
U.S.P.T.O.**DATE:**
May 3, 2005**FAX NUMBER:**
703-872-9306**TOTAL NO. OF PAGES:**
13**RE:**
U.S. Serial No. 10/685,309**OUR REFERENCE No.:**
005127.00467*If you do not receive all page(s) or have any problems receiving this transmission, please call:***NAME:** Melissa Alexander**PHONE:** 503-425-6800**COMMENTS:**

Please see attached:

- Response to Restriction Requirement – 2 pages
- Amendment – 10 pages

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I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at telephone number (703) 872-9306 on May 3, 2005.

Respectfully submitted,


By: Byron S. Kuzara
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of:)	
)	Group Art Unit: 3677
Philip A. FRANK)	
)	Examiner: Mitchell, K.
Serial No. 10/685,309)	
)	Docket No. 005127.00467
Filed: October 14, 2003)	
)	
For: FLEXIBLE BAND)	

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Alexandria, VA 22313

Sir:

In response to a Restriction Requirement of April 21, 2005, Applicant elects to prosecute claims 29-45 and 52-64, which are drawn to a timepiece with a band. This election is made without traverse.

An Amendment is filed herewith canceling claims 47-51 without prejudice or disclaimer. The Applicant reserves the right to file a divisional application to the subject matter of claims 47-51.

This Response is being timely filed by facsimile transmission on May 3, 2005. Should fees or an extension of time be deemed necessary for consideration of this Response, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account

number 19-0733 for the payment of the requisite fee. Examination on the merits is respectfully awaited.

Respectfully submitted,

By: Byron S. Kuzara
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Dated: May 3, 2005